

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTON CALUORI,

Defendant.

CASE NO. CR12-255MJP

**ORDER CONTINUING TRIAL DATE**

THE COURT, having considered the United States' Motion In Limine Re: Expert Testimony, Dkt. #139, the respective positions of the parties during the pretrial conference held on October 10, 2014, and all the files and records herein, finds as follows:

1. The facts and circumstances are as set forth in the United States' Motion In Limine;
2. This Order incorporates the Court's oral findings set forth during the pretrial conference held on October 10, 2014;
3. Failure to grant a continuance in this case will deny counsel the reasonable time necessary for effective preparation of trial, taking into account the exercise of due diligence;

1 4. Failure to grant a continuance would likely result in a miscarriage of  
2 justice;

3 5. The ends of justice served by granting this continuance outweigh the best  
4 interest of the public and the defendants in a speedy trial;

5 6. All these findings are made within the meaning of 18 U.S.C.  
6 § 3161(h)(7)(A) and (B)(i),(ii) and (iv);

7 7. The period of time from the date of this order until the new trial date, set  
8 forth below, shall be excludable time pursuant to the Speedy Trial Act, 18 U.S.C.  
9 § 3161(h)(7)(A).

10 IT IS THEREFORE ORDERED that:

11 The trial date in this matter is continued to December 8, 2014.

12  
13 DONE this 22<sup>nd</sup> day of October, 2014.

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18 Marsha J. Pechman  
19 United States District Judge  
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